

ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FILED/ACCEPTED

NOV - 6 2007

Federal Communications Commission
Office of the Secretary

In the Matter of)
)
Amendment of Section 73.202(b),) MB Docket No. 07-124
FM Table of Allotments,) RM-11378
FM Broadcast Stations.)
(Waldport, Dallas, and Monmouth, Oregon))

To: Office of the Secretary
Attn: Assistant Chief, Audio Division,
Media Bureau

REPLY COMMENTS

Radio Beam, LLC ("Radio Beam"), by its counsel, hereby submits its Reply Comments in the above captioned proceeding. *See Notice of Proposed Rule Making (NPRM)*, DA 07-2855, released June 29, 2007.¹ The purpose of these Reply Comments is to respond to a Counterproposal filed by Radio Bilingue, Inc. ("Radio Bilingue").²

In its Counterproposal, Radio Bilingue proposes to (i) allot Channel 229C2 at Waldport, Oregon (in lieu of Channel 229A as proposed in the *NPRM*), and (ii) reallocate vacant Channel *252C3 from Dallas, Oregon to Turner, Oregon. Radio Beam does not object to the allotment of Channel 229C2 at Waldport (in lieu of Channel 229A) and hereby affirms its interest in applying for Channel 229C2 at Waldport. If the Commission allots a channel to Waldport, Radio Beam reiterates that it will file an application for that channel and will construct the facilities if such application is granted.

In regard to Radio Bilingue's proposal to reallocate vacant Channel *252C3 from Dallas to Turner, Oregon, it is defective and must be dismissed. It is Commission policy not to reallocate a

¹ In an Erratum released on August 31, 2007, the Commission extended the comment date until October 22, 2007, and the reply comment date until November 6, 2007.

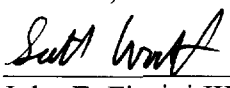
² Radio Beam reserves the right to file additional reply comments if the Commission issues a Public Notice accepting Radio Bilingue's Counterproposal.

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channel in which interest has been expressed.³ Here, in addition to Radio Bilingue, three other parties expressed an interest in Channel *252C3 at Dallas in MB Docket No. 04-124.⁴ If Radio Bilingue desires a channel at Turner to be reserved for NCE use, it must propose a channel in a separate proceeding. For this reason, Radio Bilingue's Counterproposal must be dismissed.

Respectfully submitted,

RADIO BEAM, LLC

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November 6, 2007

³ See *Cordele, Georgia, et al.*, 12 FCC Rcd 9777 (MMB 1997); *Billings and Lewistown, Montana*, 6 FCC Rcd 3632 (MMB 1991); *Montrose and Scranton, Pennsylvania*, 5 FCC Rcd 6305 (1990).

⁴ In addition to Radio Bilingue, Northwest Community Radio Project; Dallas, Oregon Seventy-day Adventist Church; and Lifetime Ministries, Inc. each expressed an interest in applying for Channel *252C3 at Dallas.


CERTIFICATE OF SERVICE

I, Elbert Ortiz, in the law firm of Wiley Rein LLP, do hereby certify that I have on this 6th day of November, 2007, unless otherwise noted, caused to be mailed by first class mail, postage prepaid, copies of the foregoing "**Reply Comments**" to the following:

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* VIA HAND DELIVERY